POWER'S HEARING

THE SUIT AGAINST NORTHERN PACIFIC CONTINUES

BOUDEN CIVEN 400 SHARES

Little Attention Was Paid to the Power Suit, Most of the Time Being Consumed by Inquiry as to the Means Whereby Plaintiffs Were covided in Action Against Great orthern Railroad-Value of Bouden's Stock Was \$80,000-E. R. Thomas Was Also a Witness-Went in Simply for the Principle at : ake-Interested in the Validity c the Transaction.

New York, August 15 .- The hearing before special Examiner Richard A. Mabie, in the suit of Peter Power against the Northern Pacific railroad directors to prevent them from turning over the stock of the company to the Northern Securities Company, was continued today. Little attention was paid to the Power suit, however, the most of the day being devoted to inquiry into the means whereby plaintiffs were provided in the similar actions against the Great Northern railroad, one of the constituent companies in the merger, which actions were based on the holdings of Mrs. Ellsworth Ives Chapman and Milton F. Bouden.

When the hearing was resumed today, Herbert Limberger, counsel for H. Content & Co., appeared with records of transactions between that firm and Camille Weidenfield. Entries as to the purchase of 100 shares of Northern Pacific stock by Weidenfield on December 26th, 1901, and of payments of cash on account of Weidenfield and Captain Stern were put in evidence. The account of Mrs. Ellsworth I. Chapman was asked for but Limberger declined to produce it on the ground that it was not pertient.

Mr. Weidenfeld was recalled as a witness. He desired to make some corrections of his previous testimony. Mr. Weidenfeld said he never heard Peter Power's name until after the suit

was filed and he first learned of the suit itself through the newspapers. Milton F. Bouden, managing clerk for Thomas & Thomas, brokers, was called by Mr. Guthrie. He said that Mr. Thomas called him into his office one day last January and said: I have given you 400 shares of Great Northern Railway Company stock and a suit will be brought in your name. In reply to questions by Mr. Guthrie, Mr. Bouden said the value of the stock was about \$80,000 and that he still held

it. He had not paid for it. "How much stock do you own now?" asked Mr. Guthrie.

'Two hundred shares," was the reply. When did you take possession of

"Today." said the witness. "Is it not a fact that those shares were given you today that you might swear you owned the stock?" continued Mr. Guthrie.

"I took those shares from the safe because the subpoena served upon me called for their production here." "Do you know what perjury is and

the questioner. "I do," returned Mr. Bouden. "What became of the other two hun-

the penalty for perjury is?" pursued

dred shares?" "They were sold."

The money, he said, was placed to his

Mr. Bouden said he never saw the complaint filed in the suit and never authorized the action. He left all that to Mr. Thomas who told him when he gave the stock that the suit was to be brought. Mr. Thomas told him that Mr. Weidenfeld was interested in the

E. R. Thomas, formerly of the brokerage firm of Thomas & Post, but now senior member of the firm of E. R. & C. F. Thomas, was the next witness. "What did Mr. Weidenfeld say to you

about this suit?" asked Mr. Guthrie. "He told me suits were being brought against the constituent companies to the Northern Pacific merger and that Governor VanSant and Judge Lancaster advised some big Northern holder should be among the plaintiffs as a guarantee that the suit was for principle and not as a strike" came the reply. "What did you say?" was the next

"Well, I told Mr. Weidenfeld that I owned 400 shares of the stock and if a principal was at stake I was willing to help him. I told him I did not desire my name mixed up in it and that I would make over the stock to Bouden, in whom I had full confidence. The suit was to decided the validity of the merger. I was interested as a broker in that question. Many people seemed to doubt the validity of the merger and among others wanted it decided."

"Do you not consider it an unusual transaction to make a clerk a gift of 50 large a sum of money that he might masquerade as a plaintiff?" asked Mr.

"I do not. It is a common enough practice in Wall street," said Mr.

Thomas. Edwin Post, board member of the dissolved firm of Thomas & Post, said he first learned of Bouden's connection with the Northern Pacific suit when he read it in a newspaper. He spoke to Mr. Thomas and at his request, Mr. Thomas went to J. P. Morgan & Co., and explained that the transaction was an individual matter of his own and had nothing to do with the firm. By agreement adjournment was taken until Tuesday at 11 o'clock.

McDuffie's Little Blue Liver Pills makes blue people bright, cleans the system of all deleterous and unhealthy matter and makes a new person of you. 25 cents at R. R. Bellamy's.

Married in Washington.

Miss Elizabeth Struthers, daughter of Mr. and Mrs. William Struthers, of this city, was married in Washington, D. C., yesterday to Mr. Joseph A. Rice, of Missouri. The wedding took place at 5 p. m. at Calvary Baptist church, the pastor, Rev. Dr. Anderson, officiating. The bride has many friends in Wilmington who wish her much happi-

Mc Dffie's Tasteless Chill Cure will build up broken down systems and make the blood rich and health, certain cure for chills, guaranteed or your money refunded. 50 cents at R. R. Bellamy's.

THE THUNDER STORM.

Considerable Damage in Goldsboro. Attempts for Street Improvement.

(Correspondence of The Messenger.)

Goldsboro, N. C., August 15. During the storm here early this morning lightning struck the bell tower of St. Mary's Roman Catholic church and tore the cross from the tower and did considerable damage to the woodwork. The storm was very severe and caused a great many people all over the city to get out of their beds at the unseasonable hour of 5 o'clock. The damage to the church is all that has been reported, but it is thought that this is not all that was done as the lightnings flashed with blinding brightness at times and the thunders roared with defeaning constancy. There was also considerable wind accompanying the electric storm and the rain fell in torrents for a short while. Mr. George C. Kornegay, who has

filled the position of register of deeds for Wayne county for the past years and whose term of office would expire next December, resigned that position today to accept the position of cashier of the National bank of this city, which position has been made vacant by the resignation of Mr. J. M. Hollowell, who resigned on account of failing eyesight. The resignation of Mr. Kornegay as register is quite a surprise to the public in general. He has made a most efficient officer and while he had not publicly announced himself it was generally understood that he would be a candidate for re-election. His retirement from the field leaves the contest between Mr. N. G. Britt, of this city and Mr. John B. Hooks, who have already announced themselves and there may be others. In the meantime and until a new man is elected at the regular election in November the office must not go vacant and the board of county commissioners will be called up to fill the temporary position. Just who they will select is all a matter of conjecture. Whether they will choose one of the candidates or not no one knows.

Mayor Geo. E. Hood and Chairman of the Street Committee W. T. Harrison, have returned from Wilmington and Castle Hayne, where they went to purchase the lock for the county paving purposes. They were entertained very royally by Mr. D. Mc-Eachern and Mr. Gabriel Holmes, members of the county board of commissioners of New Hanover, but could not prchase the rock because the county was using all they could get from the phosphate works at Castle Hayne for road paving purposes.

LIGHTNING PLAYS HAVOC.

Almost Completely Wrecks a Large Residence-More Insurance News.

(Correspondence of The Messenger.)

Greensboro, N. C., August 15. During a heavy thunder storm here yesterday just before night lightning struck the residence of Mr. J. M. Bandy on Carr street, and almost completely demolished the ten-room building. The dining room and kitchen, forming an ell, alone escaping. The chimney was torn down, and weather boarding all over the house is drawn out by the rails as if a giant charge of gun powder had shaken it apart. Furniture in every room was broken or shattered and paper in one bureau draw was set afire. There are two large holes. In one room it goes from the plastering outward as if made by a cannon ball, in the other room the stroke seems to have come from the outside. The whole building is a wreck, though standing as if nothing had happened except for the breaks referred to and the toppled chimney. Mrs. Bandy and her daughter were in the house alone, and were stunned. Their escape from death is a

One of the most delightful social events that the younger set has enjoyed in some time was a reception given last night by Miss Katie Vanstory complimentary to her guest. Miss Lora Ferrell, of Winston, at the hospitable home of her parents, Mr. and Mrs. C. P. Vanstory on east Market street. The hall and parlors were tastefully decorated with evergreens and cut flowers. Japanese lanters were also used with

Something is brewing in fire insurance circles here for a number of special agents of the outside fire insurance companies are in the city. They decline to say anything for publication with regard to the fight with the Greensboro companies. One of them said that they were on their individual business and this was not of a public nature at all.

The Lindley Park pavilion was used the first time last night for dancing purposes. About 30 couples enjoyed it from 10 until 1:00 o'clock, and the occasion is said to have been delightful.

A Necessary Precaution. Don't neglect a cold. By using One

Minute Cough Cure you can cure it at once. Allays inflammation, clears the head, soothes and strengthens the mucous membrane. Cures coughs, croup, throat and lung troubles. R. R. Bella-

EXCELLENT MAIL FACILITIES.

Goldsboro Benefits by Railroad's Action-Tobacco Sales-Confederate Reunion.

(Correspondence of The Messenger.)

Goldsboro, N. C., August 15. With the addition of a double mail service between this city and Norfolk the service given by the railroads to Goldsboro is such that it would be difficult to improve upon. The recent action of the Atlantic Coast Line in putting on a mail car on their train which leaves here for Norfolk at 7:40 in the morning and returns at 9:20 in the evening will give the people of Goldsboro the New York papers the same day they are printed, while the reinstating of the early morning train on the Southern Railway also gives us the Raleigh papers at 7:30 in the morning, which is a convenience the people do

not fail to appreciate. The popuarity of the Goldsboro tobacco market is drawing the planters here from miles around. Among those who had tobacco here today were farmers

from all the adjacent counties. One of the best attended and most enjoyable reunions of Confederate veterans ever held in this county to place at Pine Forest in Fork township yesterday afternoon. Officers of Thomas Ruffin Camp for the ensuing year were elected as follows: W. H. Smith, Colonel; John H. Hill, lieutenant colonel; Dr. J. B. Kennedy, major; A. B. Hollowell, adjutant; Dr. Thomas Hill, surgeon; R. P. Howell, quartermaster; J. F. Hill, captain.

A PRETTY POSTMISTRESS NARROWLY ESCAPES DEATH.



feeling. I am so thankful that I can say Peruna at once mitigates all these after using several bottles of the Peruna and Manalin I am restored to perfect Systemic catarrh is the trouble. Sys-

temic catarrh pervades the whole sys-"Before using your remedies I could em, deranges every organ, weakens not eat anything. I lived on barley every function. No permanent cure can water and Panopeptin for two years. be expected until the systemic catarrh Now I can eat with pleasure. Everybody is so surprised at my improvement. Everyone says I am looking like a rose. Miss Alma Cox, Assistant Postmis-I would advise all suffering women to take your remedies. I know if it were "I have been a great sufferer from not for Peruna and Manalin I would chronic disease and dyspepsia for five have been in my grave to-day. I cannot rears. How I suffered no tongue can thank you enough for the kind advice ell. I tried eight or ten of the best phy- you have given me."-MISS ALMA sicians without receiving much benefit, L. COX.

also tried lots of patent medicines. But Senator M. C. Butler, ex-Governor of still I suffered with sick headache, cold South Carolina, writes from Wash-'eet and hands, palpitation of the heart, ington, D. C., the following:

and such a heavy feeling in my stomach "I can recommend Peruna for dysand chest. At times I would be so nerv- pepsia and stomach trouble. I have ous I could not bear anyone around me. been using your medicine for a short period, and I feel very mach relieved. "One day a friend sent me one of Dr. It is indeed a wonderful medicine, and Hartman's paraphlets, and I decided to besides a great tonic" --- M. C. Butler. write to him. He advised Peruna and Peruna restores health in a normal

Manalin, and after taking the medicine way. wo weeks I felt greatly relieved. My Peruna puts right all the mucous memnead did not pain me any scarcely, and branes of the body, and in this way remy stomach was relieved of its heavy stores the functions of every organ.

Dr. S. B. Hartman, President of The Hartman Sanitarium, of Columbus, O., gives advice to women free during the summer months.

PROMINENT CITIZENS SHOT.

ymptoms by removing the cause.

This is exactly what Peruna will do.

ress of Orum, S. C., writes:

had been given up to die.

s removed.

Mrs. Charles Allen at Tampa.

Tampa, Fla., Aug. 14.-Mr. and Mrs. Charles J. Allen, highly respected residents of Tampa, were mortaly wounded today by Manuel Chavez, a Cuban. The shooting occurred at the residence of Allen, on Seventh avenue in the most fashionable residential section of the city. Chavez was seen to enter the house and in a few minutes several pistol shots were heard by the people in the neighborhood. Chavez ran from the house and jumped in a buggy and drove away.

Investigation revealed the fact that Allen was shot in three places and Mrs. Allen was desperately wounded. Physicians say that all wounds are mortal. Chavez was caught and placed

Many confusing accounts of the tragedy are current but the one generally believed is that Allen returned home unexpectedly and found Chevez in his home and that he assaulted Chevez, striking him a blow in the mouth. Chevez, it is said then drew a pistol and began to fire. One bullet struck Allen in the left side, another in the mouth and the third in the abdomen after pasing through the body of Mrs. Allen who had rushed between the men in an effort to separate them. The shooting of Mrs. Allen is believed to have been unintentional.

Immediately after the shooting Chevez rushed from the house bareheaded and drove off in his buggy that was standing at the back gate. He subsequently surrendered to the sheriff. An effort was made to get him released tonight. His father's firm, one of the largest manufacturers of cigars here, offered to put up a hundred thousand dollars cash bond, but as the

charge is murder Judge Rebbles re-

fused it. Prominent attorneys, including Congressman Sparkman, nave been employed by the defense. The preliminary hearing will be held

RALE: GETS THE TEMPLE.

Will be Lacted on Corner Fayette-

ville and Bargett Streets.

(Special to The Messenger.) Raleigh, N. C., August 14-It can be announced authoritatively that Raleigh gets the Grand Lodge Masonic Temple. She guarantees to take \$12,500 second mortgage bonds and the Raleigh Savings Bank takes the whole of \$50,000 first mortgage bonds and obligates to sell the site of the present banking house on the northeast corner of Fayetteville and Hargett streets to the temple committee for \$30,000. The site is seventy by nivety feet. The temple

will be six stories. Corporation commission has issued an order over-ruling exceptions of the railroads to circular No, 3, fixing charges for switching and transferring loaded cars at \$2 and \$1.50. This suit was instituted by the Charlotte Shippers' Association.

Miners' Strike Ended.

Clarkesburg, W. Va., August 16 .-With the signing of the scale by the merchants' coal company of Tunnelton, it is thought that the miners' strike in this district has come to an end. The miners gained all they asked

All the mines where the strike was instituted will probably resume work on Monday.

THE RELIGIOUS SCHOOLS.

A Cuban Mortally Wounds Mr. and | Soldiers and Gendarmes Necessary to Protect the Commissaries.

> Brest, France, August 14.-Soldiers and gendarmes icft here last evening to protect the commissaries in closing religious schools at Piougonvelin and Ploumoguer, Finisierre, and the schools were closed this morning, despite protests by inhabitants of the towns. It was rumored at first that the troops were going to St. Meen and Folgoet and the peasantry flocked to those places, remaining on guard until 6 o'clock this morning when it was learned that the soldiers had gone to Plougonvelin and Ploumoguer.

> At Ploudaniel the barricade of carts, which barred the way to the sisters school, has been replaced by a net work of barbed wire and pointed stakes have been driven into the ground to tie the horses of the gendarmes. The most has been dug in front of the school door and filled with

Purely a Royalist Movement.

Paris, August 14.-The cabinet met at the Elysee palace today. The premier, M. Combes, communicated reports on the situation in Finisterre, one of them being from the superior of the congregation of the Holy Ghost, to which the resisting sisters belong. In this report the superior said the sisters had been ordered twice to leave their schools, but these orders had not been obeyed, owing to opposition by the peasantry and by the owners of the property in which the schools are sit-

Continuing M. Combs declared that official reports showed that the agitation over the closing of schools in Finisterre was purely a royalist movement There had been grave occurrences, said the premier, which came within the penal laws and which would result in prosecutions, instructions for which had been sent to the procurer

DELEGATES TO BAR ASSOCIATION.

Appointed by President Busbee-Lee

and Latta to Dissolve.

(Special to The Messenger.) Raleigh, N. C., August 14.-C. M. Busbee, the outgoing president of the State Bar Association appointed the following gentlemen as delegates to the session of the American Bar Association at Saratoga Springs August 27th: Platt D. Walker, Charlotte; W. D. Pruden, Edenton; E. J. Justice, Marion. Only three delegates are allowed.

It is announced that the well known firm of Lee & Latta, cotton brokers of Raleigh, will be dissolved on September 1st. Mr. Lee will locate further south in the cotton business and Mr. Latta will devote his entire time to cotton mill interests.

Cold Steel or Death.

"There is but one small chance to save your life and that is through an operation," was the awful prospect set before Mrs. I. B. Hunt, of Lime Ridge, Wis., by her doctor after vainly trying to cure her of a frightful case of stomach trouble and yellow jaundice. He didn't count on the marvellous power of Electric Bitters to cure Stomach and Liver troubles, but she heard of it, took seven bottles, was wholly cured, avoided surgeon's knife, now weighs more and feels better than ever. It's positively guaranteed to cure Stomach, Liver and Kidney troubles and never disappoints. Price 50c at R. R. Bellamy's drug store.

EMPEROR WILLIAM.

Offer to Donate Money for Works of Art.

Berlin, August 16.-Emperor Wil liam's telegram offer to the regent of Bavaria, Prince Luitpold, to donate \$25,000 from his private purse for buying works of art has caused a political commotion of extraordinary propertions. It is treated as a constitutional question involving the right of the emperor to intervene in local questions of the confederate states. The expression especially objected to is his majesty's "displeasure at the mean ingratitude displayed," by the Bavarian diet in refusing to appropriate \$25,000 for art. The ecclestiastical feeling aroused adds to the intensity of the discussion for it was the Centrists who defeated the application out of pique at the ministry for not supporting Doctor R. von Landman, the minister of education, in appropriating Professor Chroust to a chair of Wuezburg university. The faculty objected to the professor, alleging that he was a Czeca. This was purely a Bavarian question, but it instantly became an imperial question through the Kaiser's telegram, every newspaper in the empire taking such and filling its editorial page with its constitutional views, those in opposition averring that his majesty's act was only one of a series of steps tending to increase the prerogatives of the emperor beyond the limits fixed by the constitution, asserting that the constitution is merely wha the country permits the chief executive to interpret and apply and saying that the imperial ministry is weak in not withstanding the encroachments of the crown

Certainly more than half the country shares the emperor's sentiments, but some of his majesty's defenders think that his public expression was injudicious. Others affirm that a great deal is being made out of nothing, that Emperor Williams' telegram was merely a personal expression of what he regarded as being a slight to a brother monarch, and such that his offer to contribute the money required was simply an active expression of his love for

APOSTOLIC DELEGATE.

Uncertainty as to Who The Vatican Will Appoint. Rome, August 16.-It was said today

that the vatican's idea of appointing Manager Guidiy of the office of Cardinal Rampolli the papal secretary of state to be apostolic delegate at Manila has been abandoned because he does not know sufficient English and that he will be sent as apostolic delegate to India instead.

As to Manager Conaty, rector of the Catholic university at Washington, whose possible appointments as apostolic delegate at Manila has been rumored at the vatican denies that his name has ever been considered in connection with the Manila post where it is pointed out that the conditions demand a thorough man of business, speaking fluently English and Spanish of unquestioned impartiality and withal persona grata at Washington.

It seems probable now that Manager Merry Del V al, who was to have represented the pope at King Edward's proposed coronation, will be appointed Papal Nuncio at Vienna, while Manager Falconie the apostolic delegate in Canada, may ultimately be transferred from Canada to Washington.

SHIP BU LDING TRUST. Definite Offer Made to Get Control.

Morgan Behind It. Cleveland, O., August 16.-The Plain

Dealer says today:

"A definite offer has been made for the stock of the American Shipbuilding Company and the directors are considering the matter. Their reply will be given the first of next month when

they meet in special session. The man behind the deal is J. Pierpont Morgan. The present transaction will strike at

the control of the Great Lakes. The American Shipbuilding Company with its headquarters in Cleveland, own construction yards, machine shops and foundries in this city, Lorain, Detroit and Wyandotte, Mich., West Superior, Milwaukee, Wis., Chicago, and Buffalo. Its property is valued at \$15,000,000 with an extra reserve fund of \$3,000,000. It is doing an immense business. It is said that the aim of the eastern people is not only to get control of the American Shipbuilding Company's business, but eventually of that of other large concerns, so as to practically monopolize the entire business from the Atlantic to the Mississippi, and undoubtedly in the end all trade from Ocean to Ocean.

SECRET BETKOTHAL DENIED.

No Truth in Story About Crown Prince Frederick and Miss Deacon.

Paris, August 14.-The Matin which has been publishing the story of an alleged secret octrothal between the crown prince, Frederick William of Germany and Miss Gladys Deacon, daughter of Mrs. Edward Parker Deacon, today ceases publication of the story in consequence of a letter from Mrs. Deacon, as follows:

"I have read with the most profound sadness the Matin's articles. I know better than any one the real character of the very brief relations, during that meeting of forty-eight hours at Blenheim, the home of the Duke and Duchess of Mariboro, brought about between the Crown prince and my daughter, who are both children. It required considerable imagination to transform the matter into a state affair."

A Cure for Cholera Infantum.

"Last May," says Mrs. Curtis Baker, of Boowalter, Ohio, "an infant child of our neighbor's was suffering from cholera infantum. The doctor had given up all hopes of recovey .. I took a bottle of Chamberlain's Colic, Cholera and Diarrohea Remedy to the house, telling them I felt sure it would do good if used according to directions. In two days' time the child had fully recovered, and is now (nearly a year since) a vigorous, healthy girl. I have recommended this Remedy frequently and have never known it to fail in any single instance." For sale by R. R. Bellamy's Drug store.

This is the period, which rolls around blennially, for the laboring man to find to his great surprise how many friends he has among the politicians. | gave bond.

Causes Political Sensation by His REWARD OFFERED

FOR ARREST AND CONVICTION OF SHENANDOAH RIOTERS

QUIET AT WARNKE WASHERY

The Town Council of Shenandoah Makes Announcement of Rewards Offered-All Quiet at Headquarters. The Deputies Arrested at Wilkesbarre Were Released in the Sum of \$10,000 for a Further Hearing on Monday-The Washery Will Start Again Today and Trouble is Expected-Efforts to Allow Senators Quay and Penrose to Arbitrate the Trouble.

Shenandoah, Pa., August 15.-The town council of the Borough of Shenandoah has offered a reward of \$500 for information leading to the arrest and conviction of the person or persons who murdered Joseph Beddall, another reward of \$200 for information leading to the arrest of persons who assaulted the town police and \$200 for information leading to the arrest of all other persons who participated in the riot.

General Gobin spent a quiet day at headquarters. He said he had received no information from the sheriff of Lackawanna or Luzerne county.

Quiet at the Washery.

Wilkesbarre, Pa., August 15.-The twenty-five deputies on guard at the Warnke washery, during yesterday when the riot took place, and who were arrested and jailed by the authorities on charge of inciting a riot and felonious wounding, were brought down from the prison at noon today and given a hearing before Judge Halsey. It was shown that the two men shot were not seriously wounded. Judge Halsey then released the prisoners in the sum of \$10,-000 for a further hearing on Monday. The bail was promptly furnished and

All was quiet at the Warnke washery today but the owners say if they can get the machinery in shape they will start up the works tomorrow again. Sheriff Jacobs is afraid that if he does there will be more trouble. A large number of deputies will be stationed about the washery and if they are unable to preserve order it is said the sheriff will call for troops.

Senator Quay telegraphed from Atlantic City to the chairman of the public alliance of this city that he is still under the doctor's care but that he would be glad to see a committee from the alliance any time they call on him at his cottage at Atlantic City. The alliance wants Senators Quay and Penrose to use their influence with the coal operators to have them consent to arbitrate the strike.

JUDGE CARON CRITICISED.

Counsel McMaster Says His Judgment Was Bad and His Reasons Worse.

Montreal, Que., August 15-Donald MacMaster, K. C., leading counsel for the United States, today gave out the following statement in reference to Judge Caron's judgment in the Gaynor Greene case:

"In my opinion the judgment is bad and the reasons in support of it worse. The judgment is in effect a snap judgment, without an opportunity for counsel being heard upon the whole case.

"The first ground of the judgment is that the warrant issued by Judge La Fontaine for the arrest of the prisoners does not contain the date of the commission of the crime.

"Mr.MacMaster considers this a most extraordinary reason, as he holds the warrant to be in the words of the form prescribed by the statute. According to him the date in the warrant was not at all necessary, neither by the form of the statute nor by the express terms of the extraordinary act.

"But suppose that the date were required in the warrant of arrest," he continues, "which it certainly is not: Once the prisoners are brought before a judge or justice, the date in the warrant becomes absolutely immaterial.

"On the whole I am unable to conceive how this judgment under such circumstances could be rendered. The authorities submitted on behalf of the United States government do not appear to have received any consideration. Neither does the judgment of Justice Andrews.

"It is either ignored or lightly brushed aside. That judgment was Res Judicata. Justice Caron was absolutely bound by its terms upon every principle underlying the administration of justice."

STEAMERS ASHORE.

As Result of Storms Three Are Nov Beached.

Cape Town, August 16.-As the result of a storm which has just swept over here the British bark Highlands, Captain Smith, from New York, July 10th for East London and the British bark Brutus, Captain Dallachie from London June 3rd for Table Bay, have been wrecked off this coast, the British transport City of Lincoin is ashore and the German steamer Kaiser, from Hamburg, July 15th for East Africa, has been damaged.

Chief Officer Bourke of the Highlands says that the bark sank almost instantly and that twenty-three men of her crew were drowned. The captain, ten men and himself, clung to the bridge, which floated, but the captain and others were washed off. Bourke and two other men were rescued after hav-

ing been six hours in the water. Attachment Against Nicklin.

Chattanooga, fenn., August 15 .- Attorneys for the Memphis Base Ball Association today secured an attachment from the chancery court here against ex-President John B. Nicklin, of the Southern League, for contempt of court, in directing the New Orleans team recently not to play in a game with Memphis with St. Vrain in the box. after the chancello: had granted an injunction restraining the league from interferring with St. Vrain. Nicklin